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**U.S. District Court
DISTRICT OF ARIZONA (Phoenix Division)
CIVIL DOCKET FOR CASE #: 2:20-cv-00053-CDB**

BBK Tobacco & Foods LLP v. US Department of Health and
Human Services

Assigned to: Magistrate Judge Camille D Bibles

Cause: 05:552 Freedom of Information Act

Date Filed: 01/08/2020

Date Terminated: 07/02/2020

Jury Demand: None

Nature of Suit: 895 Other Statutes:

Freedom of Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

BBK Tobacco & Foods LLP

doing business as

HBI International

represented by **Frank Garrett Long**
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V.

Defendant

**US Department of Health and Human
Services**

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Date Filed	#	Docket Text
01/08/2020	<u>1</u>	COMPLAINT FOR INJUNCTIVE RELIEF – Filing fee received: \$ 400.00, receipt number 0970-17811692 filed by BBK Tobacco & Foods LLP. (Long, Frank) (Attachments: # <u>1</u> Civil Cover Sheet)(MCO) (Entered: 01/08/2020)
01/08/2020	<u>2</u>	SUMMONS Submitted by BBK Tobacco & Foods LLP. (Long, Frank) (MCO) (Entered: 01/08/2020)
01/08/2020	<u>3</u>	Filing fee paid, receipt number 0970-17811692. This case has been assigned to the Honorable Camille D Bibles. All future pleadings or documents should bear the correct case number: CV-20-0053-PHX-CDB. Magistrate Election form attached. (MCO) (Entered: 01/08/2020)
01/08/2020	<u>4</u>	Summons Issued as to US Department of Health and Human Services. (MCO). *** IMPORTANT: When printing the summons, select "Document and stamps" or "Document and comments" for the seal to appear on the document. (Entered: 01/08/2020)

		01/08/2020)
01/08/2020	<u>5</u>	NOTICE TO PARTY OF DEFICIENCY RE: CORPORATE DISCLOSURE STATEMENT: Pursuant to FRCiv 7.1 and LRCiv 7.1.1 the attached Corporate Disclosure Statement form must be filed by all nongovernmental corporate parties with their first appearance. A supplemental statement must be filed upon any change in the information. In addition, if not already filed, the Corporate Disclosure Statement should be filed within 14 days. Corporate Disclosure Statement Deadline set as to BBK Tobacco & Foods LLP. (MCO) (Entered: 01/08/2020)
01/08/2020	<u>6</u>	NOTICE TO FILER OF DEFICIENCY re: <u>1</u> Complaint filed by BBK Tobacco & Foods LLP. Document not in compliance with LRCiv 7.1(a)(3) – Party names must be capitalized using proper upper and lower case type. <i>No further action is required.</i> This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (MCO) (Entered: 01/08/2020)
01/16/2020	<u>8</u>	Corporate Disclosure Statement by BBK Tobacco & Foods LLP. (Long, Frank) (Entered: 01/16/2020)
01/16/2020	<u>9</u>	Agreement to Magistrate Judge Jurisdiction. Party agrees to Magistrate Judge Jurisdiction. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (MAP) (Entered: 01/17/2020)
01/29/2020	<u>10</u>	SUMMONS Submitted by BBK Tobacco & Foods LLP. (Long, Frank) (Entered: 01/29/2020)
01/30/2020	<u>11</u>	Summons Issued as to US Department of Health and Human Services. (BAS). ***IMPORTANT: When printing the summons, select "Document and stamps" or "Document and comments" for the seal to appear on the document. (Entered: 01/30/2020)
03/02/2020	<u>12</u>	First MOTION for Extension of Time to File Answer by US Department of Health and Human Services. (Attachments: # <u>1</u> Text of Proposed Order)(Staes, William) (Entered: 03/02/2020)
03/03/2020	<u>13</u>	ORDER – IT IS ORDERED that Defendant's unopposed motion seeking additional time to answer or otherwise respond to the Complaint (ECF No. <u>12</u>) is granted. Accordingly, Defendant shall have until March 16, 2020, to answer or otherwise respond to Plaintiff's Complaint. Signed by Magistrate Judge Camille D Bibles on 3/3/20. (SLQ) (Entered: 03/03/2020)
03/04/2020	<u>14</u>	NOTICE of Errata re: <u>12</u> First MOTION for Extension of Time to File Answer by Defendant US Department of Health and Human Services.. (Staes, William) (Entered: 03/04/2020)
03/13/2020	<u>15</u>	ANSWER to <u>1</u> Complaint by US Department of Health and Human Services.(Staes, William) (Entered: 03/13/2020)
03/23/2020	<u>17</u>	Agreement to Magistrate Judge Jurisdiction. Party agrees to Magistrate Judge Jurisdiction. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (MAP) (Entered: 03/24/2020)
03/24/2020	<u>18</u>	Minute Order: In accordance with 28 USC 636(c), all parties have voluntarily consented to have Magistrate Judge Camille D Bibles conduct all further proceedings in this case, including trial and entry of final judgment, and conduct all post-judgment proceedings, with direct review by the Ninth Circuit Court of Appeals, if an appeal is filed. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (MAP) (Entered: 03/24/2020)
03/25/2020	<u>19</u>	ORDER SETTING SCHEDULING CONFERENCE – Telephonic Scheduling Conference set for 4/28/2020 at 09:00 AM before Magistrate Judge Camille D Bibles. (See document for further details). Signed by Magistrate Judge Camille D Bibles on 3/25/2020. (LAD) (Entered: 03/25/2020)
04/13/2020	<u>20</u>	MOTION to Vacate by US Department of Health and Human Services. (Attachments: # <u>1</u> Text of Proposed Order)(Staes, William) (Entered: 04/13/2020)

04/14/2020	<u>21</u>	ORDER granting Defendant's <u>20</u> Motion to Vacate. Accordingly, the telephonic scheduling conference currently set for April 28, 2020 is vacated and reset to Friday, May 29, 2020 at 9:00 a.m. IT IS FURTHER ORDERED that parties shall file with the court not less than seven (7) days before the scheduling conference, a joint report reflecting the results of their meeting and outlining the discovery plan. All other requirements in the order at ECF No. 19 shall remain in full force and effect. Signed by Magistrate Judge Camille D Bibles on 4/14/2020. (CLB) (Entered: 04/14/2020)
05/22/2020	<u>22</u>	MOTION to Vacate <i>AND RESET SCHEDULING CONFERENCE</i> by US Department of Health and Human Services. (Attachments: # <u>1</u> Text of Proposed Order)(Staes, William) (Entered: 05/22/2020)
05/26/2020	<u>23</u>	ORDER – IT IS ORDERED that the parties' joint motion at ECF No. <u>22</u> is granted. Accordingly, the telephonic scheduling conference currently set for May 29, 2020, is vacated and re–set for June 12, 2020, at 9:30 a.m. M.S.T. All other provisions of the Order at ECF No. <u>19</u> shall remain in full force and effect. Signed by Magistrate Judge Camille D Bibles on 5/25/2020. (LAD) (Entered: 05/26/2020)
06/05/2020	<u>24</u>	MOTION to Vacate <u>23</u> Order, Set/Reset Hearings, Terminate Motions by US Department of Health and Human Services. (Attachments: # <u>1</u> Text of Proposed Order)(Staes, William) (Entered: 06/05/2020)
06/08/2020	<u>25</u>	ORDER – IT IS ORDERED that the parties' joint motion at ECF No. <u>24</u> is granted. Accordingly, the telephonic scheduling conference currently set for June 12, 2020, is vacated and re–set for July 13, 2020, at 1 p.m. M.S.T. All other provisions of the Order at ECF No. <u>19</u> shall remain in full force and effect. Signed by Magistrate Judge Camille D Bibles on 6/8/2020. (LAD) (Entered: 06/08/2020)
06/29/2020	<u>26</u>	STIPULATION of Dismissal by US Department of Health and Human Services. (Staes, William) (Entered: 06/29/2020)
07/02/2020	<u>27</u>	ORDER pursuant to the parties' <u>26</u> Stipulation. IT IS ORDERED that this matter is dismissed with prejudice, each party to bear its own costs and attorneys' fees. Signed by Magistrate Judge Camille D Bibles on 7/1/2020. (LFIG) (Entered: 07/02/2020)